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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/642,523

08/15/2003

Joseph P. Errico

SPINE 3.0-437

4095

51640

7590

10/12/2006

EXAMINER

PELLEGRINO, BRIAN E

SPINE MP

LERNER, DAVID, et al.

600 SOUTH AVENUE WEST

WESTFIELD, NJ 07090

ART UNIT

PAPER NUMBER

3738

DATE MAILED: 10/12/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

211

<b>Response to Rule 312 Communication</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/642,523	ERRICO ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Brian E. Pellegrino	3738	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 15 September 2006 under 37 CFR 1.312 has been considered, and has been:

a) ☒ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.



**BRIAN E. PELLEGRINO**  
**PRIMARY EXAMINER**